



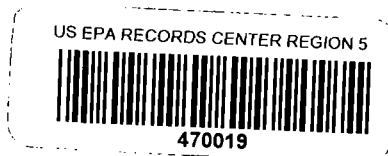
UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD

CHICAGO, IL 60604-3590

E.2
2/20/96



REPLY TO THE ATTENTION OF:

0-40

February 20, 1996

SR-6J

Cooper Industries

P.O. Box 4446

Houston, Texas 77210

Attn: Ceil Price (Environmental Counsel)

Corning, Inc.

MP-HQ-E2-B17

Legal Department

Corning, NY 14831

Attn: Andrea Kojm Thomas, Esq.

Decker Manufacturing Corp.

703 N. Clark Street

Albion, MI 49224

Attn: Terrence B. DeWeerd

Re: Non-Compliance with Unilateral Administrative Order
for the Albion-Sheridan Township Landfill Superfund
Site

Dear Respondents:

As you know, the Unilateral Administrative Order ("UAO" or "Order") issued by the U.S. Environmental Protection Agency ("U.S. EPA") for Remedial Design/Remedial Action at the Albion-Sheridan Township Landfill Superfund Site became effective on December 11, 1995. The UAO requires Respondents to notify U.S. EPA of the Project Coordinator of the Site by December 26, 1995 and to submit a Remedial Design Workplan by February 9, 1996. To date, U.S. EPA has not received this notification or a Workplan for the Site. Therefore, Respondents are out of compliance with the Order, and therefore may be subject to civil penalties under Section 106 of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. §§ 9606.

Chris Smith of Cooper Industries has informed me that he hopes to be able to notify the Agency of the Project Coordinator and submit a Workplan by February 29, 1996. This letter is to notify Respondents that the late submittals are a violation of the Order. I look forward to receiving them soon so that the project can get back on schedule.

Nothing in this letter shall be construed as a waiver of, or shall otherwise prejudice, U.S. EPA's right or claim to seek civil penalties for violations of the Order under Section 106 of CERCLA.

If you have any questions regarding this matter, or if there is anything I can do to assist you in getting the Workplan submitted, please do not hesitate to call me at (312) 886-4696. If you have legal questions concerning compliance with the Order, please refer them to Assistant Regional Counsel, Kurt Lindland at (312) 886-6831.

Sincerely yours,



Leah H. Evison
Remedial Project Manager

cc: Philip Moilanen, Esq.
402 S. Brown
Jackson, MI 49203

Kurt Lindland (ORC/EPA)